

**Permitting and Assistance Branch Staff Report**  
New Minor Waste Tire Facility Permit for  
Atlantis Tires, Inc.  
TPID No. 1103774  
September 4, 2013

**Background Information, Analysis, and Findings:**

This report was developed in response to a New Minor Waste Tire Facility Permit (WTFP) application received from the operator of Atlantis Tires, Inc., located at 1617 West Rosecrans Avenue, Unit L, in Gardena (County of Los Angeles).

WTFPs expire every five years after the date of issuance unless the WTFP is renewed prior to the expiration date. A Minor WTFP for Atlantis Tires, Inc., was issued on November 6, 2007 with an expiration date of November 6, 2012. The 2007 Minor WTFP allowed for a maximum capacity of 4,999 whole waste tires and/or waste tire equivalents on-site. Since the 2007 WTFP was not renewed by November 6, 2012, the WTFP expired. As a result, the maximum capacity allowed was reduced to 1,500 whole waste tires and/or waste tire equivalents on-site as a used tire dealer.

An application for a New Minor WTFP was received by Permitting and Assistance Branch staff on May 20, 2013, which was accepted as complete on June 17, 2013. The operator proposes no changes to the site design or operation (from what was previously authorized by the 2007 Minor WTFP), only to be permitted again with a maximum capacity of 4,999 whole waste tires and/or waste tire equivalents on-site. Pursuant to Title 14, California Code of Regulations (14 CCR), Section 18425, CalRecycle has 180 calendar days from the date the application is accepted as complete to either issue or deny the issuance of a Minor WTFP. CalRecycle is required to act by December 14, 2013.

**Findings:**

Staff recommends approval of the issuance of the proposed Minor WTFP. All of the required submittals and findings required by 14 CCR, Section 18431, have been met to support issuance. The findings that are required to be made by CalRecycle when reaching a determination are summarized in the table below. The documents on which staff's findings are based are permanently maintained by the Waste Permitting, Compliance, and Mitigation Division.

The following table summarizes staff's findings relative to the permit application:

	Findings	
Compliance with Tire Storage Standards, 14 CCR, Sections 17350-17356	Staff of the Waste Evaluation and Enforcement Branch (WEEB) conducted an inspection of the facility on July 10, 2013, and no violations were cited. See additional compliance information below.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Application Forms (500-504) - 14 CCR, Sections 18431(a) through (f)	All application forms were accepted by Permitting and Assistance Branch staff as complete on June 17, 2013.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable

Local Requirements 14 CCR, Section 18431(h)	<p><i>Local Vector Control:</i> The site stores waste tires indoors; therefore, the applicant is not required to obtain local vector control approval for outdoor storage.</p> <p><i>Local Fire Authority:</i> The Los Angeles County Fire Department issued a fire permit on March 7, 2007. The permit is non-transferable and granted until revoked. In a voicemail sent on July 25, 2013 to CalRecycle's Permitting and Assistance Branch staff, Inspector Mike Lee indicated that the site was in compliance with the Fire Code.</p>	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
California Environmental Quality Act (CEQA)	Staff of the Permitting and Assistance Branch found that the issuance of the Minor Waste Tire Facility Permit is categorically exempt from the requirements of CEQA. See additional CEQA information below in the Environmental Analysis section.	<input checked="" type="checkbox"/> Acceptable <input type="checkbox"/> Unacceptable
Reviewed by: CalRecycle Legal Office	September 4, 2013	
Waste Evaluation and Enforcement Branch	July 22, 2013	

### **Compliance History:**

Staff of the WEEB and the Permitting and Assistance Branch conducted a pre-permit inspection on July 10, 2013, and found the facility to be in compliance with applicable state minimum standards.

### **Environmental Analysis:**

Under the California Environmental Quality Act (CEQA), CalRecycle must consider, and avoid or substantially lessen where possible, any potentially significant environmental impacts of the proposed New Minor WTFP before CalRecycle issues that permit. In this case, CalRecycle is the lead agency under CEQA and must make a determination as to whether this proposed WTFP is categorically or statutorily exempt or additional CEQA analysis is necessary in the form of a Negative Declaration or Environmental Impact Report.

Atlantis Tires, Inc., has operated as a permitted Minor Waste Tire Facility since March 1999 (until November 6, 2012 when the permit expired), within a Commercial/Industrial zone. The facility was permitted to store up to 4,999 waste tires under the previously issued Minor WTFP. The applicant is seeking to renew the approval to store up to 4,999 waste tires as was previously allowed by the now expired Minor WTFP. No operational or design changes are being proposed from that of the previously issued Minor WTFP.

The County of Los Angeles re-issued a Business License on January 4, 2013.

Staff prepared a Preliminary Review to determine whether a categorical exemption is adequate for CalRecycle's approval of this New Minor WTFP. The Preliminary Review indicates that the proposed project:

- Involves the continued operation of an existing facility within the permitted land use;
- Involves no expansion of use beyond that existing at the time of permit issuance;
- Does not allow relaxation of standards leading to environmental degradation;

- Would have no significant environmental impacts; and
- There are no additional cumulative environmental impacts.

CalRecycle staff made the finding/determination that the Categorical Exemption, 14 CCR Section 15301 – Existing Facilities, is appropriate for CalRecycle's issuance of this proposed New Minor WTFP in that it involves negligible or no expansion of use beyond that existing. Staff recommends that CalRecycle, acting as the lead agency under CEQA, prepare a Notice of Exemption, based on the Categorical Exemption, to be filed with the State Clearinghouse after CalRecycle's issuance of the New Minor WTFP. Further, there are no grounds under CEQA for CalRecycle to prepare any additional environmental documents.

Staff further recommends the Categorical Exemption is adequate for the Branch Chief's environmental evaluation of the proposed project for those project activities which are within CalRecycle's expertise and authority, or which are required to be carried out or approved by CalRecycle.

The administrative record for the decision to be made by CalRecycle includes the proposed New Minor WTFP and all of its components and supporting documentation, this staff report, the Notice of Exemption and other documents and material utilized by CalRecycle in reaching its decision on issuing this WTFP. The custodian of CalRecycle's administrative record is Dona Sturgess, Legal Office, Department of Resources Recycling and Recovery, P.O. Box 4025, Sacramento, CA 95812-4025.

#### **Public Comment**

Department staff provided an opportunity for public comment during the CalRecycle Monthly Public Meeting on July 16, 2013 and August 20, 2013. No public comments have been received by CalRecycle staff.

Attachment: Minor WTFP